

United States District Court
District of South Dakota
Office of the Clerk

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Sioux Falls, SD 57104

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Matthew W. Thelen
Clerk of Court

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October 5, 2022

TRANSMITTAL OF NOTICE OF APPEAL IN A CIVIL CASE

1. **Case No. & Short Caption:** 3:22-cv-3008; Lower Brule Sioux Tribe et al. v. Lyman County et al
2. **Date Notice of Appeal filed:** October 4, 2022; Doc. 92
3. **Have other appeals been filed in this case? If so, Appeal No.:** Yes; 22-02748
4. **Court Reporter:** Connie Heckenlaible
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Pierre, SD 57501
605-945-4627
Connie_heckenlaible@sdd.uscourts.gov
5. **Fee Status:**

☒ **Paid** ☐ **Not Paid** ☐ **IFP granted** ☐ **IFP Pending**

NOTE: If this is a prisoner civil appeal, do *not* transmit the appeal until the filing fee has been paid or the district court rules on IFP. Otherwise, the Eighth Circuit will issue a limited remand.

6. **Are there any other pending motions? If yes, list pending motions and document numbers:** Yes
Doc. 83, Second Motion to Dismiss for Lack of Jurisdiction; Doc. 86, Motion to Stay Discovery – Expedited Consideration Requested; Doc. 90, Motion to Expedite Briefing on Motion to Stay Discovery

7. **If this is a §2255 or §2254 appeal, has there been a ruling on COA?** n/a

NOTE: Do *not* transmit the appeal until the district court rules on the COA or the Eighth Circuit will issue a limited remand

8. **Additional comments:** None

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